In the High Court of Punjab and Haryana, Chandigarh.

C.W.P.No.8527 OF 2005

Date of Decision:- 21.11.2006

Dr.(Mrs.) Narinder Sandhu …Petitioner.

Versus

State of Haryana & Others. …Respondents.

CORAM: HON'BLE MR.JUSTICE M.M.KUMAR
HON'BLE MR.JUSTICE M.M.S.BEDI

Present: Mr.G.S.Bal, Advocate for the Petitioner.

Mr.Harish Rathee, Sr.DAG Haryana for the Respondents.

JUDGMENT

M.M.KUMAR, J. (ORAL)

The basic prayer of the petitioner in this petition is to grant her emergency benefits i.e. the benefit of service rendered by her in the Army. She has initially challenged the Punjab Government National Emergency (Concession) Rules, 1965. However, an amendment in the Rules dated 2.12.2004 (Annexure

P7) has been relied upon to argue that the respondent Government has now recognized the whole Army service irrespective of the fact whether it was rendered during emergency or not.

Learned counsel for the petitioner requests for withdrawal of the writ petition in order to enable him to file a detailed representation on account of the amendment dated 2.12.2004 (Annexure P7). There is no objection raised to the aforementioned course being adopted for the disposal of the writ petition by the learned State counsel.

In view of the above, we permit the petitioner to withdraw the petition with a liberty to file a detailed representation before the respondents within a period of one month from today. The same shall be decided by the respondent within a period of three months from the date of its receipt by keeping in view the amendment dated 2.12.2004 (Annexure P7).

The writ petition stands disposed of in above terms. A certified copy of the order be given dasti to the learned counsel for the petitioner, on payment of usual charges.

(M.M.KUMAR)
Judge

November 21, 2006 **(M.M.S.BEDI)**
dkb **Judge**